

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

WP(C).No. 34124 of 2007(K)

PETITIONER:

TIRUR TALUK N.S.S.KARAYOGA UNION
NO.3855, TIRUR 676101, REPRESENTED
BY ITS PRESIDENT, A.NARAYANAN NAIR.

BY ADV. SRI.V.G.ARUN
SRI.T.R.HARIKUMAR

RESPONDENTS:

1. THE TIRUR MUNICIPALITY, TIRUR
MALAPPURAM, REPRESENTED BY ITS SECRETARY.
2. THE EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT (ROADS DIVISION)
MANJERI.
3. THE EXECUTIVE ENGINEER ,ELECTRICAL
DIVISION, K.S.E.BOARD, TIRUR.
4. THE REVENUE DIVISIONAL OFFICER,
TIRUR.
5. STATE OF KERALA REPRESENTED BY THE
SECRETARY TO GOVERNMENT,
PUBLIC WORKS DEPARTMENT, TRIVANDRUM.

BY GOVT. PLEADER SRI. K.J.MOHAMMED ANZAR
SRI. T.C.ANANTHA SIVAN, SC FOR TIRUR MUNICIPALITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20/11/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C). NO. 34124 OF 2007

Dated this the 20th day of November, 2007

J U D G M E N T

There appears to be some genuineness in the grievance, which is voiced by the petitioner, Tirur Taluk NSS Karayoga Union, who are the owners and managers of the Tirur Taluk NSS English Medium School. The road which provides access to the school, which is attended by about thousand students, is in a very bad condition. The road, going by Ext.P4 photographs, badly require repairs and tarring works. This grievance, according to the petitioner, should receive the attention of the 2nd respondent. Petitioner has already submitted Ext.P8 representation before the Assistant Executive Engineer, who is in charge of concerned roads sub division, public works department. According to the petitioner, one electric post will have to be shifted to the margin of the road so as to enable respondents 2 and 3 to repair and to tar the road properly. Petitioner has expressed willingness to meet all necessary expenses for shifting the post in question.

2. Since Ext.P8 is submitted before the Assistant Executive Engineer, I permit the petitioner to submit a more comprehensive representation incorporating various grounds raised in this writ petition before the 2nd respondent. If the 2nd respondent receives such a representation from the petitioner, within two weeks of receiving copy of this judgment, the 2nd respondent will consider that representation in the light of various grounds raised in the writ petition and the documents produced along with the same, and take a just and correct decision. The 3rd respondent will consider the feasibility of shifting the electric post, which is seen in Ext.P4 photographs, to the margin of the road and if it is found technically feasible, he will ensure such shifting provided, the electricity charges are remitted by the petitioner. At any rate, the respondents 2 and 3 will ensure compliance with the above directions at the earliest and at any rate, within one month of receiving a copy of this judgment and copy of this judgment.

The writ petition is disposed of as above.

PIUS C. KURIAKOSE, JUDGE

vps

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